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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SAN FRANCISCO BAYKEEPER, a non-profit
corporation,

Plaintiff,

v.

JAMES F. TAYLOR dba PINOLE RODEO
AUTO WRECKERS,

Defendant.

Civil No. 4:15-cv-05825-MEJ

REQUEST TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
ASSOCIATED DEADLINES; ~~PROPOSED~~
ORDER

(Federal Water Pollution Control Act, 33
U.S.C. § 1251 *et seq.*)

Honorable Maria-Elena James

1 WHEREAS, on December 18, 2015, Plaintiff San Francisco Baykeeper (“Plaintiff”) filed the
2 above-entitled action;

3 WHEREAS, Plaintiff’s deadline to serve the complaint on Defendant James F. Taylor
4 (“Defendant”) is March 17, 2016, pursuant to Fed. R. Civ. P. 4(m);

5 WHEREAS, on February 17, 2016, Plaintiff transmitted to Defendant a Request for Waiver of
6 the Service of Summons, and is awaiting receipt of Defendant’s Executed Waiver of the Service of
7 Summons;

8 WHEREAS, Plaintiff and Defendant (collectively, the “Parties”) have been working together
9 in good faith to reach a settlement agreement in this action;

10 WHEREAS, the Court’s Order Setting Initial Case Management Conference and ADR
11 Deadlines (“Scheduling Order”) set the initial Case Management Conference in this matter for March
12 17, 2016 at 10:00 a.m.;

13 WHEREAS, the Scheduling Order states that if the Initial Case Management Conference is
14 continued, the other deadlines are continued accordingly;

15 WHEREAS, the Parties desire to continue informal negotiations in good faith, and anticipate
16 reaching a final settlement in this action within the next ten (10) weeks;

17 WHEREAS, Plaintiff requests, upon the Court’s approval, to reschedule the Case Management
18 Conference for May 5, 2016, at 10:00 a.m., or at such later date that is convenient for the Court, in
19 order to give the Parties a chance to complete settlement negotiations without involving the resources
20 of the Court;

21 WHEREAS, Plaintiff requests, upon the Court’s approval, to reschedule the deadline to file the
22 Parties’ ADR certifications and stipulations to ADR process or notices of need for an ADR phone
23 conference no later than one week before the Case Management Conference;

24 WHEREAS, Plaintiff requests, upon the Court’s approval, to reschedule the deadline to file the
25 Parties’ Rule 26(f) Report and Joint Case Management Statement no later than one week before the
26 Case Management Conference;

1 WHEREAS, Plaintiff requests, upon the Court's approval, to reschedule the deadline to file the
2 Parties' initial disclosures or objections in their Rule 26(f) Report no later than one week before the
3 Case Management Conference;

4 WHEREFORE, Plaintiff respectfully requests the Court to approve and enter the Proposed
5 Order below.

6 DATE: February 23, 2016

Respectfully Submitted,

7 /s/ Nicole C. Sasaki

8 _____
9 Nicole C. Sasaki
Attorneys for Plaintiff
SAN FRANCISCO BAYKEEPER

~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING,

1. The Case Management Conference shall be continued to May 5, 2016
at 10:00 a.m.
2. The Parties' ADR certifications and stipulations to ADR process or notices of need for
an ADR phone conference shall be filed no later than one week before the Case
Management Conference.
3. The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no
later than one week before the Case Management Conference.
4. The Parties' initial disclosures or objections in their Rule 26(f) Report shall be filed no
later than one week before the Case Management Conference.

IT IS SO ORDERED.

Date: February 24, 2016

NORTHERN DISTRICT OF CALIFORNIA



Honorable Maria-Elena James
United States District Court